

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

PHILIP MORRIS USA, INC.,	)	
	)	
Plaintiff,	)	
	)	Civil Action Case No.: 08-028 SLR
v.	)	
	)	
TABOCA AS and, NORDIC	)	
AMERICAN SMOKELESS, INC., f/k/a	)	
TABOCA USA, INC.,	)	
	)	
Defendant,	)	
	)	
	)	

**DEFENDANT NORDIC AMERICAN SMOKELESS, INC.'S  
REQUEST FOR ORAL ARGUMENT ON MOTION TO DISMISS  
PLAINTIFF'S FIRST AMENDED COMPLAINT OR, ALTERNATIVELY,  
MOTION FOR SUMMARY JUDGMENT**

COME NOW Defendant Nordic American Smokeless, Inc. ("Defendant"), to respectfully request oral argument pursuant to D. Del. LR 7.1.4 on its motion for dismissal of the above captioned matter or, in the alternative, entry of judgment on behalf of Defendant as a matter of law.

McCARTER & ENGLISH, LLP

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*Attorneys for Defendant Nordic American  
Smokeless, Inc.*

Dated: May 15, 2008

**CERTIFICATE OF SERVICE**

I, Andrew S. Dupre, hereby certify that on May 15, 2008, I caused a copy of the foregoing **Request for Oral Argument on Motion to Dismiss Plaintiff's First Amended Complaint or, alternately, Motion for Summary Judgment** was served by First Class Mail upon the following counsel of record:

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